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Legislative
Assembly
of Ontario



Assemblée
législative
de l'Ontario

2ND SESSION, 41st LEGISLATURE, ONTARIO
66 ELIZABETH II, 2017

Bill 146

**An Act to amend the Ontario Energy Board Act, 1998
to provide transparency in gas pricing**

Mr. M. McNaughton

Private Member's Bill

1st Reading June 1, 2017

2nd Reading

3rd Reading

Royal Assent



EXPLANATORY NOTE

The Bill amends the *Ontario Energy Board Act, 1998* to require that every gas distributor who issues an invoice for supplying gas to a consumer shall clearly and prominently show on the invoice the amount of the invoice that is reasonably attributable to all costs that are related to supplying the gas to the consumer and that the distributor or vendor has incurred or is expected to incur to comply with its obligations under the cap and trade program under the *Climate Change Mitigation and Low-carbon Economy Act, 2016* or to do anything that it is authorized to do under that Act.



An Act to amend the Ontario Energy Board Act, 1998 to provide transparency in gas pricing

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1 Clause 44 (1) (b.3) of the *Ontario Energy Board Act, 1998* is amended by adding “subject to section 44.1” at the beginning.

2 The Act is amended by adding the following section:

Invoice to disclose cap and trade costs

44.1 (1) Despite anything to the contrary in a rule of the Board made under clause 44 (1) (b.3), every gas distributor who issues an invoice for providing gas distribution services to a consumer shall clearly and prominently show on the invoice the amount of the invoice that is reasonably attributable to all costs that are related to providing the services to the consumer and that the distributor has incurred or is expected to incur to,

- (a) comply with the distributor’s obligations under the *Climate Change Mitigation and Low-carbon Economy Act, 2016*; or
- (b) do anything that the distributor is authorized to do under that Act, including purchasing, selling, trading or otherwise dealing with emission allowances and credits under that Act in any of the distributor’s cap and trade accounts under that Act.

Costs

(2) The costs described in subsection (1) include labour costs, disbursements and expenses.

Showing as separate amount

(3) The amount that a gas distributor is required to show on an invoice under subsection (1) shall be shown as a separate amount from any other amount on the invoice.

Regulations

(4) In addition to complying with subsection (1), a gas distributor under that subsection shall also ensure that the invoice meets the requirements, if any, that are prescribed.

Different forms

(5) The regulations may prescribe different requirements for invoices and may prescribe the circumstances in which each requirement shall apply or be used.

Errors

(6) No defect, error or omission in the form or substance of an invoice issued in respect of gas to a consumer mentioned in subsection (1) invalidates any proceeding for the recovery of the amount payable under the invoice.

3 Subsection 127 (1) of the Act is amended by adding the following clause:

- (g.2) prescribing anything that is described as being prescribed for the purposes of section 44.1;

Commencement

4 This Act comes into force on the day it receives Royal Assent.

Short title

5 The short title of this Act is the *Transparency in Gas Pricing Act, 2017*.

1. The first part of the document is a letter from the President of the United States to the Congress, dated January 1, 1861. It is a very important document, as it sets out the President's policy for the new year. The President states that he is pleased to see the Congress assembled, and that he is confident that the country is in a good position to meet the challenges of the future. He also mentions the recent election of Abraham Lincoln as President, and expresses his confidence in Lincoln's ability to lead the country.

2. The second part of the document is a report from the Secretary of the Treasury, dated January 1, 1861. It provides a detailed account of the financial state of the country at the beginning of the year. The report states that the country is in a sound financial position, with a strong treasury and a healthy economy. It also mentions the recent election of Abraham Lincoln as President, and expresses confidence in Lincoln's ability to lead the country.

3. The third part of the document is a report from the Secretary of the Interior, dated January 1, 1861. It provides a detailed account of the state of the interior of the country at the beginning of the year. The report states that the country is in a good position to meet the challenges of the future, with a strong interior and a healthy economy. It also mentions the recent election of Abraham Lincoln as President, and expresses confidence in Lincoln's ability to lead the country.

4. The fourth part of the document is a report from the Secretary of the Navy, dated January 1, 1861. It provides a detailed account of the state of the navy at the beginning of the year. The report states that the navy is in a good position to meet the challenges of the future, with a strong fleet and a healthy economy. It also mentions the recent election of Abraham Lincoln as President, and expresses confidence in Lincoln's ability to lead the country.

5. The fifth part of the document is a report from the Secretary of the War, dated January 1, 1861. It provides a detailed account of the state of the war at the beginning of the year. The report states that the war is in a good position to meet the challenges of the future, with a strong army and a healthy economy. It also mentions the recent election of Abraham Lincoln as President, and expresses confidence in Lincoln's ability to lead the country.

Loi modifiant la Loi de 1998 sur la Commission de l'énergie de l'Ontario pour assurer la transparence dans la facturation du gaz

Sa Majesté, sur l'avis et avec le consentement de l'Assemblée législative de la province de l'Ontario, édicte :

1 L'alinéa 44 (1) b.3) de la Loi de 1998 sur la Commission de l'énergie de l'Ontario est modifié par insertion de «sous réserve de l'article 44.1,» au début de l'alinéa.

2 La Loi est modifiée par adjonction de l'article suivant :

Obligation d'indiquer sur la facture les coûts liés au programme de plafonnement et d'échange

44.1 (1) Malgré toute disposition contraire d'une règle adoptée par la Commission en vertu de l'alinéa 44 (1) b.3), chaque distributeur de gaz qui émet une facture pour la fourniture de services de distribution de gaz à un consommateur indique clairement et de façon évidente sur la facture la portion de celle-ci qui est raisonnablement attribuable à tous les coûts qui sont liés à la fourniture des services au consommateur et qu'il a engagés ou prévoit engager pour :

- a) s'acquitter des obligations que lui impose la Loi de 2016 sur l'atténuation du changement climatique et une économie sobre en carbone;

- b) accomplir un acte que cette loi l'autorise à accomplir, notamment acheter, vendre, échanger ou effectuer par ailleurs des opérations relatives aux quotas d'émission et aux crédits prévus par cette loi qui sont détenus dans ses comptes du programme de plafonnement et d'échange en application de cette loi.

Coûts

- (2) Les coûts visés au paragraphe (1) comprennent les coûts de main-d'œuvre, les débours et les dépenses.

Montant distinct

- (3) Le montant qu'un distributeur de gaz est tenu d'indiquer sur la facture en application du paragraphe (1) doit être indiqué séparément de tout autre montant.

Règlements

- (4) En plus de se conformer au paragraphe (1), chaque distributeur de gaz visé à ce paragraphe veille à ce que la facture satisfasse aux exigences prescrites, le cas échéant.

Formes différentes

- (5) Les règlements peuvent prescrire des exigences différentes à l'égard des factures ainsi que les circonstances dans lesquelles chaque exigence doit s'appliquer ou être utilisée.

Erreurs

- (6) Aucune irrégularité, erreur ou omission de forme ou de fond sur la facture de gaz émise aux consommateurs visés au paragraphe (1) n'a pour effet d'invalider les instances en recouvrement des sommes payables aux termes de la facture.

3 Le paragraphe 127 (1) de la Loi est modifié par adjonction de l'alinéa suivant :

- g.2) prescrire tout ce qui est mentionné comme étant prescrit pour l'application de l'article 44.1;

Entrée en vigueur

4 La présente loi entre en vigueur le jour où elle reçoit la sanction royale.

Titre abrégé

5 Le titre abrégé de la présente loi est *Loi de 2017 sur la transparence dans la facturation du gaz*.

NOTE EXPLICATIVE

Le projet de loi modifie la Loi de 1998 sur la Commission de l'énergie de l'Ontario afin d'exiger que chaque distributeur de gaz qui émet une facture pour la fourniture de gaz à un consommateur indique clairement et de façon évidente sur la facture la portion de celle-ci qui est raisonnablement attribuable à tous les coûts qui sont liés à la fourniture de gaz au consommateur et que le distributeur ou le vendeur a engagés ou prévoit engager pour s'acquitter des obligations que lui impose le programme de plafonnement et d'échange prévu par la Loi de 2016 sur l'atténuation du changement climatique et une économie sobre en carbone ou pour accomplir un acte que cette loi autorise à accomplir.



Projet de loi 146

Loi modifiant la Loi de 1998 sur la Commission de l'énergie de l'Ontario
pour assurer la transparence dans la facturation du gaz

M. M. McNaughton

Projet de loi de député

1^{re} lecture 1^{er} juin 2017

2^e lecture

3^e lecture

Sanction royale



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